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**SUPPLEMENTAL Declaration and Power of Attorney For Patent Application**  
**English Language Declaration**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY the specification of which is attached hereto unless the following box is checked:

was filed on November 30, 1999 as

United States Application Number or PCT International Application Number PCT/JP99/06686  
and was amended on July 31, 2000; October 30, 2000; May 16, 2002; December 3, 2002 and September 4, 2003 (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Not Claimed

10-342893

Japan

02 December 1998

(Number)

(Country)

(Day/Month/Year Filed)

10-342894

Japan

02 December 1998

(Number)

(Country)

(Day/Month/Year Filed)

10-342885

Japan

02 December 1998

(Number)

(Country)

(Day/Month/Year Filed)

10-342886

Japan

02 December 1998

(Number)

(Country)

(Day/Month/Year Filed)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Robert L. Andersen	Reg. No. 25,771	Lawrence E. Ashery	Reg. No. 34,515	Daniel N. Calder	Reg. No. 27,424
Lowell L. Carson	Reg. No. 48,548	Kevin R. Casey	Reg. No. 32,117	Joshua L. Cohen	Reg. No. 38,040
Rex A. Donnelly, IV	Reg. No. 41,712	Jacques L. Etkowicz	Reg. No. 41,738	Kevin W. Goldstein	Reg. No. 34,608
William P. Hauser	Reg. No. 26,277	Jack J. Jankovitz	Reg. No. 42,690	Basil S. Krikelis	Reg. No. 41,129
Costas S. Krikelis	Reg. No. 28,028	Benjamin E. Leace	Reg. No. 33,412	Christopher R. Lewis	Reg. No. 36,201
Bruce M. Monroe	Reg. No. 33,602	Kenneth N. Nigon	Reg. No. 31,549	Stanley Weinberg	Reg. No. 25,276
Pamela D. Politis	Reg. No. 47,865	Paul F. Prestia	Reg. No. 23,031	Allan Ratner	Reg. No. 19,717
Robert P. Seitter	Reg. No. 24,856	James C. Simmons	Reg. No. 24,842	Jonathan H. Spadt	Reg. No. 45,122
Christopher M. Spletzer	Reg. No. 52,240	Frank Tise	Reg. No. 50,379	Stephen J. Weed	Reg. No. 45,202
Ellen Fielitz	Reg. No. 54,746				

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RatnerPrestia, Suite 301, One Westlakes, Berwyn, P.O. Box 980, Valley Forge, PA 19482-0980

Address all telephone calls to Lawrence E. Ashery: at (610) 407-0700.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name) Kenichi Morigaki

Inventor's signature Kenichi Morigaki

Date September 16, 2003

Residence Hyogo, Japan

Citizenship Japanese

Post Office Address 16-40-502, Takagihigashi-cho, Nishinomiya-shi

Hyogo 663-8033 Japan

Full name of second joint inventor, if any (given name, family name) Kazuya Iwamoto

Second Inventor's signature Kazuya Iwamoto

Date September 16, 2003

Residence Osaka, Japan

Citizenship Japanese

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Osaka 593-8304 Japan



Additional inventors are being named on separately numbered sheets attached hereto.

Full name of third joint inventor, if any (given name, family name) Hizuru Koshina

Third inventor's signature Hizuru Koshina

Date September 16<sup>th</sup>, 2003

Residence Osaka, Japan

Citizenship Japanese

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Full name of fourth joint inventor, if any (given name, family name) Harunari Shimamura

Fourth inventor's signature Harunari Shimamura

Date September 16, 2003

Residence Osaka, Japan

Citizenship Japanese

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Full name of fifth joint inventor, if any (given name, family name) Yoshiaki Nitta

Fifth inventor's signature Yoshiaki Nitta

Date September 21, 2003

Residence Osaka, Japan

Citizenship Japanese

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Osaka 573-1122 Japan

Full name of sixth joint inventor, if any (given name, family name)   

Sixth inventor's signature   

Date   

Residence   

Citizenship   

Post Office Address   

  

Full name of seventh joint inventor, if any (given name, family name)   

Seventh inventor's signature   

Date   

Residence   

Citizenship   

Post Office Address



App. No.: 09/601,234

MAT-7999US

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

App. No.: 09/601,234  
Applicant: Kazuya Iwamoto, et al.  
Filed: October 30, 2000  
Title: NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY COMPRISING COMPOSITE PARTICLES  
TC/A.U.: 1745  
Examiner: Susy N. Tsang Foster  
Confirmation No.: 2214  
Docket No.: MAT-7999US

**SUBMISSION OF SUPPLEMENTAL DECLARATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Further to the Amendment dated September 4, 2003, a Supplemental Declaration is enclosed.

Respectfully submitted,

RatherPrestia

Lawrence E. Ashery, Reg. No. 34,515  
Attorney for Applicants

LEA/kc

Enclosure: Supplemental Declaration

Dated: October 2, 2003

P.O. Box 980  
Valley Forge, PA 19482-0980  
(610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

October 2, 2003